

03-30-07



Express Mail No.: EV 473 970 894 US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of: Young *et al.*

Confirmation No.: 5542

Application No.: 10/628,088

Group Art Unit: 1648

Filed: July 25, 2003

Examiner: Horning, Michelle S.

For: METHODS OF TREATING AND PREVENTING  
RSV, HMPV, AND PIV USING ANTI-RSV, ANTI-  
HMPV, AND ANIT-PIV ANTIBODIES

Attorney Docket No.: 10271-072-999

**SECOND SUPPLEMENTAL INFORMATION DISCLOSURE**  
**STATEMENT UNDER 37 C.F.R. §1.56 AND §1.97**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure imposed by 37 C.F.R. §1.56 and §1.97 to inform the United States Patent and Trademark Office ("USPTO") of all references coming to the attention of each individual associated with the filing or prosecution of the subject application, which are or may be material to the patentability of any claim of the application, Attorneys for Applicants hereby invite the Examiner's attention to references A43-A51 listed on the attached form entitled "List of References Cited by Applicant."

Copies of references A43-A51 are not submitted herewith because they are U.S. patent application publications. Pursuant to 37 C.F.R. § 1.98 (a)(2)(ii), the requirement for providing a copy of each U.S. patent or U.S. patent application publication listed in an Information Disclosure Statement in a patent application, regardless of the filing date of the application, is eliminated.

Identification of the listed references is not meant to be construed as an admission of Applicants or Attorneys for Applicants that such references are available as "prior art" against the subject application.

Applicants respectfully request that the Examiner review the foregoing references and that the references be made of record in the file history of the application.

Pursuant to 37 C.F.R. §1.97(c), since this information disclosure statement is being filed after the mailing date of a first Office Action on the merits, a fee of \$180 is believed to be due in connection herewith. Please charge the required fee to Jones Day deposit account no. 50-3013. A duplicate copy of this sheet is enclosed for accounting purposes.

Respectfully submitted,

Date: March 28, 2007

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Enclosure

Express Mail No.: **EV 473 970 894 US**

Sheet 1 of 1 of List of References

**LIST OF REFERENCES CITED BY APPLICANT**  
(Use several sheets if necessary)

ATTY. DOCKET NO.

10271-072-999

APPLICATION NO.

10/628,088

APPLICANT

Young et al.

FILING DATE

July 25, 2003

ART UNIT

1648

**U.S. PATENT DOCUMENTS**

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	PAGES, COLUMNS, LINES, WHERE RELEVANT PASSAGES OR RELEVANT FIGURES APPEAR
	A43	2003/0232061	12/18/03	Fouchier et al.	
	A44	2003/0232326	12/18/03	Fouchier et al.	
	A45	2004/0005545	01/08/04	Fouchier et al.	
	A46	2004/0005544	01/08/04	Fouchier et al.	
	A47	2005/0019891	01/27/05	Fouchier et al.	
	A48	2005/0142148	06/30/05	Fouchier et al.	
	A49	2006/0216700	09/28/06	Schickli	
	A50	2006/0228367	10/12/06	Ulbrandt et al.	
	A51	2005/0118195	6/02/05	De Jong et al.	

**FOREIGN PATENT DOCUMENTS**

		FOREIGN PATENT DOCUMENT COUNTRY CODE, NUMBER, KIND CODE (IF KNOWN)	DATE	NAME	PAGES, COLUMNS, LINES, WHERE RELEVANT PASSAGES OR RELEVANT FIGURES APPEAR	T

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials		(Include name of the author (in CAPITAL LETTERS), Title, Date, Pertinent Pages, Etc.)	T

**EXAMINER****DATE CONSIDERED**

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

NYI-3974722v1